

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER RULE 53(b)

Pursuant to 37 CFR 1.53(b), please file a

☒ continuation/ ☐ divisional

of the pending prior PATENT APPLICATION of:

Inventor: Michael J. SHEA

Serial No. 09/382,684

Filed: August 25, 1999

For: **EXERCISE SYSTEM**

jc803 U.S. PTO



12/08/00

Atty Dkt.: EX-4C8

C# M#

Date: December 8, 2000

Group: 3733

Examiner: TBA

jc784 U.S. PTO  
09/731655  
12/08/00

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This request for filing under Rule 53(b) is made by the following named inventor(s) (using the above-identified title):

Inventor(s): Michael J. SHEA

☒ Attached are 57 pages of specification and claims (numbered 1-6), an Abstract (1 page), a declaration (2 pages) which is a copy from prior Application No. 08/842,113 (which is the parent of the above-referenced Application No. 09/382,684), and 16 pages of formal drawings (Figures 1-16).

☐ Priority is hereby claimed under 35 USC 119 based on the following foreign applications:

<u>Application Number</u>	<u>Country</u>	<u>Day/Month/Year/Filed</u>
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<input type="checkbox"/>	certified copy(ies) of foreign application(s) attached or	
<input type="checkbox"/>	already filed on _____ in prior appln. no. _____	filed _____
<input type="checkbox"/>	already filed in _____	filed _____

☐ Please amend the specification by inserting before the first line: -- This application claims the benefit of U.S.

Provisional Application No. \_\_\_\_\_, filed \_\_\_\_\_.

☐ The prior application is assigned to \_\_\_\_\_.

☐ Power of Attorney has been granted to \_\_\_\_\_, Reg. No. \_\_\_\_\_ of \_\_\_\_\_.

☒ Address all future communications to: Michael J. Shea, 1726 Creek Crossing Road, Vienna, Virginia 22182.

☐ Please amend the specification by inserting before the first line --This is a \_\_\_\_\_ of application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, --

☒ This application is entitled to "Small entity" status and a "Small entity" statement is of record. ☐ "Small entity" statement attached.

☐ Petition filed in prior application to extend its life to insure copendency.

☒ The Examiner's attention is directed to the prior art cited in the parent application by applicant and/or Examiner.

☒ Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:

☒ The entire disclosure of the prior application above-referenced is considered as being part of the disclosure of this new application and is hereby incorporated by reference therein.

**FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HERewith CANCELED**

Basic Filing Fee.....	\$	710.00
Total effective claims      32    - 20 (at least 20) =      12    x \$ 18.00 .....	\$	216.00
Independent claims          2    - 3 (at least 3) =      0    x \$ 80.00 .....	\$	0.00
If any proper multiple dependent claims now added for first time, add \$270.00 (ignore improper).....	\$	0.00
	<b>SUBTOTAL</b>	<b>\$ 926.00</b>
If "small entity," then enter half (1/2) of subtotal and subtract.....	-\$	(463.00)
	<b>SECOND SUBTOTAL</b>	<b>\$ 463.00</b>
Assignment Recording Fee (\$40.00) .....	\$	0.00
	<b>TOTAL FEE ENCLOSED</b>	<b>\$ 463.00</b>

1726 Creek Crossing Road  
Vienna, Virginia 22182

By: Michael J. Shea, Reg. No. 34,725

Signature: \_\_\_\_\_

*Michael J. Shea*

MJS:mjs